1615

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FACSIMILE MEMO

TO: Examiner A. Pulliam
U.S. PTO Group 1761

Fax No. 703-305-3592 OFFICIAL

FROM: Michael J. Rafa

FAX Reply: (650) 631-3125
Voice Reply: (650) 631-5053

DATE: October 28, 2002

Total Pages: 5
(including this page)

RE: U.S. Serial No. 09/919,278

INHALE THERAPEUTIC SYSTEMS

150 INDUSTRIAL ROAD, SAN CARLOS, CA USA • (650) 631-3100 • (650) 631-3125 fax

Practitioner's Docket No. 0068.00 *PATENT*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FAX RECEIVED
OCT 29 2002
GROUP 1600

In re application of: Herman Snyder et al.

Application No.: 09/919,278 Group No.: 1761
Filed: 07/31/2001 Examiner: A. Pulliam
For: APPARATUS AND PROCESS TO PRODUCE PARTICLES HAVING A NARROW SIZE DISTRIBUTION AND PARTICLES MADE THEREBY

Commissioner for Patents
Washington, D.C. 20231

OFFICIAL

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is **mandatory**; Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

G deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Washington D.C. 20231
37 C.F.R. § 1.8(a)
G with sufficient postage as first class mail.

37 C.F.R. § 1.10*
G as "Express Mail Post Office to Addressee"
Mailing Label No. _____ (mandatory)

TRANSMISSION

✓ facsimile transmitted to the Patent and Trademark Office, (703) 305 - 3592

Kathy Honnert
Signature

Date: 10/28/02

Kathy Honnert
(type or print name of person certifying)

** Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.*

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT		(Col. 2) HIGHEST NO. PREVIOUSLY PAID FOR		(Col. 3) PRESENT EXTRA		OTHER THAN A SMALL ENTITY RATE		ADDIT. FEE
TOTAL	13	–	31	=	0	x	$ 18.00	=	$ 0.00
INDEP.	1	–	3	=	0	x	$ 84.00	=	$ 0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+	$ 0.00	=	$ 0.00
							TOTAL ADDIT. FEE		$ 0.00

No additional fee for claims is required.

FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 500348.

If an additional fee for claims is required, charge Account No. 500348.

Date: 10/28/02



Signature of Practitioner

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